CLLRK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA HARRISONBURG DIVISION

AUG 0 6 2012

UNITED STATES OF AMERICA)	Criminal No. 5:07cr00058-3	DEPUTY CUERK
v.)))	FINAL ORDER	
)	By: Samuel G. Wilson	
KENNETH ODELL CRAWFORD)	United States District Judge	

In accordance with this court's memorandum opinion entered this day, it is **ORDERED** and **ADJUDGED** that Kenneth's motion (ECF No. 475) is **CONSTRUED** as a motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, and the Clerk is directed to **FILE** the motion as such; the § 2255 motion is **DISMISSED** without prejudice as successive; and the case is **STRICKEN** from the active docket.

Further, the court finds that Kenneth has not made the requisite showing of the substantial denial of a constitutional right as required by 28 U.S.C. § 2255(c) and, therefore, a certificate of appealability is **DENIED**.

ENTER: August 6, 2012.

UNITED STATES DISTRICT JUDGE